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FM AMEMBASSY BUENOS AIRES

TO SECSTATE WASHDC IMMEDIATE 0163

CONFIDENTIAL BUENOS AIRES 1503

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E. O. 11653: GDS

TAGS: PFOR, ASEC, AR

SUBJECT: NOTE TO FOREIGN MINISTRY ON EGAN CASE: SCHNEIDER CASE

MENTIONED

REF: A. STATE 047646 AND B. STATE 048632

1. POLITICAL COUNSELOR DELIVERED FOLLOWING NOTE TO CHIEF OF NORTH AMERICAN DESK IN FOREIGN MINISTRY AT 1700 HOURS MARCH 4. HE DID NOT CONNECT SCHNEIDER CASE WITH THE NOTE (WE HAD NOT RECEIVED REF B), BUT DID RAISE IT WITH FONMIN TFFICIAL, NOTING THAT WE UNDERSTOOD SCHNEIDER HAD STATED IN LIMA THAT HIS RELEASE HAD COME AS RESULT OF NEGOTIATIONS BETWEEN GUERRILLAS AND GOVERNMENT AND THAT EMBASSY WAS PUZZLED BY THIS OBVIOUS VARIANCE FROM WHAT WE HAD UNDERSTOOD GOA POLICY TO BE.

2. FORNMIN OFFICIAL SAID HE COULD NOT COMMENT SINCE HE UNAWARE OF ANY OF THE BACKGROUND AND DESPITE EFFORTS ON HIS PART TO FIND OUT CIRCUMSTANCES OF THE SCHNEIDER CASE, HE HAD BEEN UNABLE TO OBTAIN ANYTHING FROM FEDERAL POLICE OTHER THAN A BIO ON SCHNEIDER.

3. TEXT OF NOTE IS AS FOLLOWS:

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THE EMBASSY OF THE UNITED STATES OF AMERICA PRESENTS ITS COMPLIMENTS TO THE MINISTRY OF FOREIGN AFFAIRS AND WORSHIP OF THE ARGENTINE REPUBLIC AND REFERS TO THE MURDER IN CORDOBA ON FEBRUARY 28 OF JOHN PATRICK EGAN. THE UNITED STATES CONSULAR AGENT IN THAT CITY. THE GOVERNMENT OF THE UNITED STATES OF AMERICA HAS TAKEN NOTE OF THE FACT THAT THE POLICE GUARDS PROMISED BY THE GOVERNMENT OF THE ARGENTINE REPUBLIC HAD BEEN WITHDRAWN FROM THE CONSULAR AGENCY SEVERAL DAYS BEFORE MR. EGAN WAS KIDNAPPED ON FEBRUARY 26 AND HAD NOT BEEN RETURNED DESPITE MR. EGAN'S REPEATED REQUESTS TO THE PROVINCIAL POLICE AUTHORITIES. THE GOVERNMENT OF THE UNITED STATES OF AMERICA WISHES TO REMIND THE GOVERNMENT OF THE ARGENTINE REPUBLIC THAT THE CONSULAR AGENCY IN CORDOBA WAS LEFT OPEN ONLY BECAUSE OF THE ASSURANCES OF 24-HOUR PROTECTION GIVEN TO AMBASSADOR ROBERT C. HILL BY FOREIGN MINISTER ALBERTO JUAN VIGNES IN A CONVERSATION ON MAY 9, 1974, AND REITERATED BY THE THEN CHIEF OF FEDERAL POLICE ALBERTO VILLAR IN A DISCUSSION WITH EMBASSY OFFICIALS ON MAY 11, 1974. ON AUGUST 21, AMBAS-SADOR HILL INFORMED FOREIGN MINISTER VIGNES THAT THE GOVERNMENT OF THE UNITED STATES OF AMERICA HAD AGREED TO KEEP THE CONSULAR AGENCY IN CORDOBA OPEN ON THE BASIS OF THESE ASSURANCES THAT ADEQUATE SECURITY WOULD BE PROVIDED.

IN VIEW OF THE ABOVE ASSURANCES, THE GOVERNMENT OF THE UNITED STATES OF AMERICA BELIEVES IT IS ENTITLED TO A PROMPT AND WRITTEN EXPLANATION FROM THE GOVERNMENT OF THE ARGENTINE REPUBLIC AS TO WHY THERE WERE NO GUARDS AT THE CONSULAR AGENCY. THE GOVERNMENT OF THE UNITED STATES OF AMERICA EXPECTS THAT THE GOVERNMENT OF THE ARGENTINE REPUBLIC WILL CONDUCT A FULL INVESTIGATION OF THE REMOVAL OF THE POLICE GUARDS WHICH LED TO MR. EGAN'S TRAGIC DEATH, AND THAT THE RESULTS OF THIS INVESTIGATION WILL BE MADE AVAILABLE TO THE EMBASSY OF THE UNITED STATES.

THE ONLY EXPLANATION OFFERED SO FAR HAS COME FROM THE FEDERAL INTERVENTOR IN CORDOBA, BRIGADIER RAUL OSCAR LACABANNE, WHO HAS STATED THAT "THE POLICEMEN INVOLVED IN GUARDING THE CONSULAR AGENCY WERE NEEDED ELSEWHERE." THIS EXPLANATION SUGGESTS THAT THE ASSURANCES OF PROTECTION GIVEN BY THE GOVERNMENT OF THE ARGENTINE REPUBLIC ARE CONDITIONAL AND CONFIDENTIAL

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IS TOTALLY UNSATISFACTORY.

THE EMBASSY TAKES THIS OPPORTUNITY TO RENEW TO THE MINISTRY THE ASSURANCES OF ITS HIGHEST CONSIDERATION.

UNQUOTE -

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Message Attributes

Automatic Decaptioning: Z Capture Date: 01 JAN 1994 Channel Indicators: n/a

Current Classification: UNCLASSIFIED

Concepts: MURDER, PHYSICAL SECURITY, TEXT, POLICE PROTECTION RIGHTS, DIPLOMATIC PROTESTS

Control Number: n/a Copy: SINGLE Draft Date: 05 MAR 1975 Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW Disposition Action: RELEASED Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GolinoFR
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BUENOS01503

Document Number: 1975BUENOS01503 Document Source: CORE Document Unique ID: 00 Drafter: n/a

Enclosure: DG ALTERED
Executive Order: GS

Errors: N/A Film Number: D750077-0323 From: BUENOS AIRES Handling Restrictions: n/a

Image Path:

Legacy Key: link1975/newtext/t19750382/aaaacvlo.tel Line Count: 114 Locator: TEXT ON-LINE, ON MICROFILM

Office: ACTION SS Original Classification: CONFIDENTIAL Original Handling Restrictions: EXDIS
Original Previous Classification: n/a Original Previous Handling Restrictions: n/a

Page Count: 3

Previous Channel Indicators: n/a Previous Classification: CONFIDENTIAL Previous Classification: CONFIDENTIAL Previous Handling Restrictions: EXDIS Reference: 75 STATE 047646, 75 AND STATE 048632 Review Action: RELEASED, APPROVED Review Authority: GolinoFR

Review Comment: n/a Review Content Flags: Review Date: 02 SEP 2003

Review Event:

Review Exemptions: n/a
Review History: RELEASED <02 SEP 2003 by CunninFX>; APPROVED <03 SEP 2003 by GolinoFR>

Review Markings:

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JÚL 2006

Review Media Identifier: Review Referrals: n/a Review Release Date: n/a Review Release Event: n/a **Review Transfer Date:** Review Withdrawn Fields: n/a

Secure: OPEN Status: NATIVE

Subject: NOTE TO FOREIGN MINISTRY ON EGAN CASE: SCHNEIDER CASE MENTIONED

TAGS: PFOR, ASEC, AR, US, (EGAN, JOHN P)
To: STATE

Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006